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PART III—Section I

NOTIFICATIONS BY GOVERNMENT

DEVELOPMENT SECRETARIAT

Dated 21st April 1951.

No. D. 351. The following Trade Agreement between the Government of India and the Egyptian Government signed at New Delhi on the 17th March 1951, is published for the information of the public.

R. J. REGO,
Secretary to Government,
Development Department.

TRADE AGREEMENT BETWEEN THE GOVERNMENT OF INDIA AND THE ROYAL EGYPTIAN GOVERNMENT.

The Government of India and the Royal Egyptian Government being desirous to strengthen the traditional bonds of friendship which unite the two countries and further to facilitate and develop the commercial relations existing between the two countries have agreed as follows :

ARTICLE 1.

1. India and Egypt will grant each other complete most favoured nation treatment, that is to say, with respect to customs, duties and charges imposed on importation or exportation or imposed on the international transfer of payments for imports or exports and with respect to the method of levying such duties or charges and with respect to any regulations, formalities and charges to which customs clearing operations may be subject, any advantage, favour, privilege or immunity granted by either of the Contracting Parties to any product originating in or destined for any other country shall be accorded immediately and unconditionally to the like product originating in or destined for the territory of the other Contracting Party.

2. The provisions of paragraph 1 of this Article and of Article 2 shall not, however, apply to the grant or continuance of any—

(*a*) advantages accorded by either of the Contracting Parties to contiguous countries ;

(*b*) advantages resulting from any Customs Union or free trade area to which either of the Contracting Parties is or may become a party ;

(*c*) preferences or advantages accorded by India to any country, existing on the date of this Agreement or in replacement of such preferences or advantages that existed prior to the 15th August 1947 ; or

(*d*) advantages accorded by virtue of a multilateral economic agreement designed to liberalise conditions of international commerce.

ARTICLE 2.

1. Each Contracting Party shall accord to the ships of the other Contracting Party, in the matter of duties of tonnage, harbour, pilotage, lighthouses or other analogous duties levied in the ports of either Contracting Party, treatment no less favourable than that accorded to the ships of any other foreign country.

This Article shall not apply to any concessions made to ships engaged in the coasting trade of either Constracting Party.

2. Both the Contracting Parties will provide all facilities that they can reasonably accord to secure that the ships of the Contracting parties carry as large a proportion as possible of goods exported from or imported into their respective countries under this Agreement.

ARTICLE 3.

The Contracting Parties also agree that if either of them establishes or maintains a State enterprise, wherever located, or grants to any enterprise or agency, formally or in effect, exclusive or special privileges, such enterprise or agency shall not, in its purchases and sales, involving either imports or exports (other than import of products purchased for Governmental purposes and not with a view to commercial re-sale or with a view to use in the production of goods for commercial sale) act in such a manner as will nullify or impair any benefit accruing to the other Contracting Party under any of the provisions of this Agreement.

ARTICLE 4.

1. With respect to the items mentioned in Schedules A and B attached to this Agreement and which shall be taken to form an integral part of this Agreement, the Contracting Parties agree that wherever necessary according to the laws and regulations applicable in either country, import and export licences shall be granted according to the laws and regulations applicable up to the yearly quantity or value mentioned against each item.

2. The granting of the licenses referred to in para 1 above shall be subject to negotiation of contracts which are mutually satisfactory regarding specifications, prices, delivery and other terms.

3. The yearly quantity or value of any of the items mentioned in Schedules A and B can be altered or fresh items added by mutual agreement between the two Contracting Parties.

4. The provisions of paras 1 to 3 of this Article are without prejudice to the rights of nationals or firms of either country entering into business transactions in respect of goods and commodities not forming part of this Agreement subject to and in conformity with the laws and regulations of either Contracting Party for the time being in force.

5. The provisions of this Agreement shall not extend to prohibitions or restrictions :—

(i) imposed for the protection of public health, or

(ii) imposed for the protection of plants or animals including measures for protection against disease, de-generation or extinction as well as measures taken against harmful seeds plants or animals.

ARTICLE 5.

This Agreement having received the approval of both Governments, comes into force with effect from the 1st March 1951. It shall remain valid until 29th February 1952, and for such successive periods as may be mutually agreed upon before its expiry.

DONE and signed, in duplicate, in English, both documents being authentic, in New Delhi on the 17th March 1951.

(Sd.) ISMEIL KAMAL BEY,
For the Royal Egyptian Government.

(Sd.) S. A. VENKATARAMAN,
For the Government of India.